

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

ROBERT K. DECKER

Plaintiff,

v.

LILITA INFANTE, *et al.*,

Defendants.

/

Case No.: 19-11654

Stephanie Dawkins Davis
United States District Judge

Curtis Ivy, Jr.
United States Magistrate Judge

**ORDER DIRECTING PLAINTIFF TO PROVIDE ADDITIONAL
INFORMATION FOR SERVICE OF PROCESS**

Plaintiff Robert Decker filed this *Bivens* action on June 5, 2019, without the assistance of counsel and proceeding *in forma pauperis*. (ECF No. 1). The United States Marshals Service undertook service of process. Summonses for each defendant, including Stephen Popp and Lilita Infante, were issued on April 28, 2021. (ECF No. 37). On August 9, 2021, the summons directed to Defendant Popp was returned unexecuted with a notation indicating the United States Postal Service was unable to forward the mailing to the identified recipient and the mailing should be returned to the sender. (ECF No. 56). Defendant Infante's summons was returned on the same day with a similar notation indicating the mailing be returned to the sender. (ECF No. 57). To date neither defendants Popp nor Infante have appeared or filed responsive pleadings. The matter has been referred to the undersigned for all pretrial proceedings. (ECF No. 10).

As discussed above, a review of the docket indicates no appearances or responsive pleadings have been filed as to defendants Popp and Infante. However, their unexecuted summons have been returned with a notation indicating the United States Postal Service was unable to deliver the mailings at the address provided by Plaintiff.

Based on the foregoing, Plaintiff is **DIRECTED** to file, on or before **November 18, 2021**, a response to this Order providing an address where service may be effectuated against defendants Popp and Infante.

Plaintiff is cautioned that if the Marshal is unable to effectuate service on defendants Popp and Infante with the information provided, the onus will remain on Plaintiff to discover and submit sufficient information for service of the previously named defendants. If that event were to arise, Plaintiff may be required to show good cause why this action should not be dismissed, without prejudice, as against defendants Popp and Infante if they remain unserved after the expiration of the summons.

IT IS SO ORDERED.

Review of this Order is governed by Federal Rule of Civil Procedure 72 and Local Rule 72.1.

Date: October 21, 2021, 2021

s/Curtis Ivy, Jr.
Curtis Ivy, Jr.
United States Magistrate Judge

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing document was served upon the parties and/or counsel of record on October 21, 2021, by electronic means and/or ordinary mail.

s/Kristen MacKay
Case Manager
(810) 341-7850